

Appl. No. 10/706,498  
Amdt. dated August 19, 2005  
Reply to Office Action of July 19, 2005

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on August 19, 2005.

*E. R. Witt*  
Attorney for Applicants

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/706,498  
Applicant : Stephen Donald Allen, et al.  
Title : PROCESS FOR EXTRACTING CAROTENOIDS FROM  
FRUIT AND VEGETABLE PROCESSING WASTE  
Filed : November 12, 2003  
TC/A.U. : 1761  
Examiner : Anthony J. Weier  
Docket No. : 3548.2.2  
Customer No. : 21552

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO RESTRICTION REQUIREMENT**

Dear Sir:

This paper is filed in response to the Office Action mailed July 19, 2005. The Examiner has required an election between Group I (claims 1-108) and Group II (claims 109-117). In response to this requirement, Applicants elect Group I (claims 1-108) without traverse.

However, in addition to the above-recited restriction requirement, the Examiner stated that, if Applicants elected Group I, a further election of species was required between the following species:

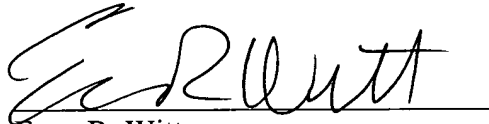
- "A. Lycopene extract (claims 35-61)";
- "B. Zeaxanthin and lutein extract claims (claims 62-83)"; or
- "C. Beta-carotene extract (claims 84-104)".

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In response to this species election requirement, Applicants elect species A the "Lycopene extract (claims 35-61)" without traverse.

Finally, it should be noted that a new "Power of Attorney" was recently submitted in the present case. For the convenience of the Examiner, a copy of this Power of Attorney is enclosed herewith. In accordance with this document, Applicants request that all future correspondence be sent to the practitioners associated with Customer Number 21552.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "E. R. Witt", written over a horizontal line.

Evan R. Witt  
Reg. No. 32,512  
Attorney for Applicant

Date: August 19, 2005

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